

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 4584

IN THE MATTER OF:

Served April 26, 1995

Application to Transfer)
Certificate of Authority No. 209)
from C&M CORPORATION, Trading as)
C&M TRANSPORT, to C&M TOUR &)
TRANSPORT, INC.)

Case No. AP-95-25

C&M CORPORATION, Trading as C&M)
TRANSPORT, Revocation of)
Certificate of Insurance and)
Investigation of Suspension and)
Revocation of Certificate No. 209)

Case No. MP-95-57

By application accepted for filing April 21, 1995, C&M Corporation, trading as C&M Transport, a Maryland corporation (transferor), and C&M Tour & Transport, Inc., a Virginia corporation (transferee), (collectively applicants), seek Commission approval to transfer Certificate of Authority No. 209 from the Maryland corporation to the Virginia corporation.

The application includes information regarding, among other things, transferee's corporate status, carrier affiliations, facilities, proposed tariff, finances, and regulatory compliance record. Also included is a copy of the certificate transfer agreement.

Transferee proposes conducting operations with three minibuses. Transferee proposes offering the same service at the same rates as transferor.

C&M Tour & Transport, Inc., will be directed to file a certificate of good standing, which has been omitted from Exhibit A.

Under Article XI, Section 11(a), of the Compact, the Commission may approve the transfer of Certificate of Authority No. 209, if the Commission finds said transfer to be in the public interest, which inter alia, requires a finding of transferee's fitness.¹ Pursuant to Commission Rule No. 6, this order and fulfillment of its requirements will provide notice of the application.

¹ In re V.I.P. Tours & V.I.P. Tours, Inc., No. AP-94-35, Order No. 4392 (Sept. 28, 1994); In re Richard W. Butler & Richard W. Butler, Jr., No. AP-94-27, Order No. 4355 (Aug. 1, 1994); In re Nation's Capital Sightseeing Tours & Ernest Harrelson, No. AP-86-40, Order No. 2953 (Dec. 22, 1986).

As indicated in the caption, consideration of the application for transfer is being consolidated with the Commission's investigation of transferor's compliance with the Commission's insurance regulations, pursuant to which transferor's certificate of authority is currently suspended.²

THEREFORE, IT IS ORDERED:

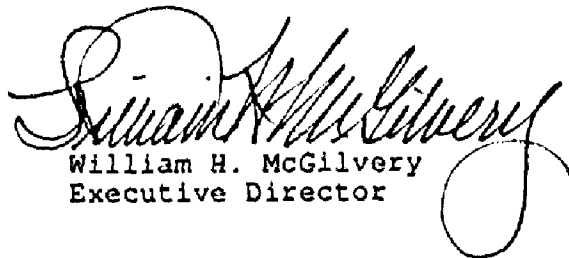
1. That applicants shall publish once in a newspaper of general circulation in the Metropolitan District, no later than May 8, 1995, notice in the form prescribed by the staff of the Commission.

2. That applicants shall file with the Commission, no later than May 29, 1995, an original and four copies of an affidavit that notice has been published as required in the preceding paragraph.

3. That C&M Tour & Transport, Inc., shall file with the Commission, no later than May 29, 1995, an original and four copies of a certificate of good standing.

4. That the deadline for filing protests, comments, applications for intervention, and requests for formal hearing, is May 29, 1995, and that copies must be served on transferee's president, Brian S. Chang, 7908-D Kincannon Place, Lorton, VA 22079.

FOR THE COMMISSION:


William H. McGilvery
Executive Director

² See In re Carey Limo. D.C., Inc., & ADV Int'l Corp., t/a Moran Limo. Serv., No. AP-94-53, Order No. 4425 (Nov. 4, 1994) (consolidation of application and investigation appropriate when considering transfer of suspended operating rights).